

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2013-305-S - ORDER NO. 2013-662  
SEPTEMBER 18, 2013

IN RE: Ben Graydon, Complainant/Petitioner v.	)	ORDER DISMISSING
Look-up Forest Homeowners Association,	)	COMPLAINT
Defendant/Respondent	)	

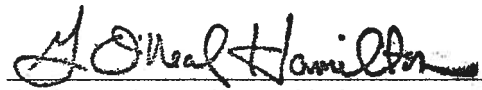
This matter comes before the Public Service Commission of South Carolina (“the Commission”) on the Complaint of Ben Graydon (“Mr. Graydon”) against the Look-Up Forest Homeowners Association (“Look-Up Forest” or “the Association”), alleging wrongdoing by the Association in the election of the Association’s Board of Directors, payments allegedly due to Mr. Graydon, and other matters. The Association filed its Answer denying the allegations of the Complaint. The Association also filed a Motion to Dismiss the Complaint, based on lack of jurisdiction over the matter by this Commission. We grant the Motion to Dismiss for the reasons stated below.

As pointed out by Look-Up Forest, this Commission granted homeowners association status to Look-Up Forest in Order No. 2001-778 on August 21, 2001, and no appeal came from this Order. The Order declared that the Association is not a utility, and would therefore not be within the regulatory jurisdiction of the Commission. Therefore, whatever the merits of the various contentions of the parties, the matter before the Commission at this time is, in essence, a dispute among interested members of a homeowners association that is not regulated by this Commission. Accordingly, the

complainant must seek relief elsewhere, such as in circuit or magistrate's court. There is simply no jurisdiction for the hearing of the complaint by this Commission. Therefore, the Motion to Dismiss the Complaint is granted.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
G. O'Neal Hamilton, Chairman

ATTEST:

  
\_\_\_\_\_  
Nikiya Hall, Vice Chairman

(SEAL)